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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

KATHERINE CODY; PATRICIA MOORE;
ROBERT WHARTON; APRIL ANTHONY;
LARRY CABRERA; JOSEPH ROSE;
STEPHANIE RINGSTAD; ALEXANDER
RICHARD WILSON, TAMARA ROBINSON,
PHILIP WILLIAM LEWIS and ALBANY
HOUSING ADVOCATES, a California non-
profit public benefit corporation,

Plaintiffs,

v.

CITY OF ALBANY; ALBANY POLICE
DEPARTMENT; and MIKE MCQUISTON, in
his official capacity as Chief of Police;

Defendants.

CASE NO. C 13-05270 CRB

**STIPULATION AND ORDER
REGARDING AMENDMENT TO
COMPLAINT AND TIMING OF
RESPONSIVE PLEADING**



1
2 Plaintiffs Katherine Cody, Patricia Moore, Robert Wharton, April Anthony, Larry Cabrera,
3 Joseph Rose, Stephanie Ringstad, Alexander Wilson, Tamara Robinson and Phillip Lewis, and
4 Albany Housing Advocates (collectively, "Plaintiffs") and Defendants the City of Albany, Albany
5 Police Department, and Mike McQuiston, in his official capacity as Chief of Police, (collectively,
6 "Defendants"), by and through their undersigned counsel, hereby stipulate as follows:

7 WHEREAS Plaintiffs filed a Complaint in this matter on November 13, 2013 and served it
8 on Defendants that same day;

9 WHEREAS Defendants have not yet filed or served a response to the Complaint;

10 WHEREAS Plaintiffs desire to amend the Complaint to reflect new facts, revise the
11 asserted causes of action, add new plaintiffs and/or claims for relief, and otherwise take into
12 account developments since the Complaint was filed;

13 WHEREAS Fed. R. Civ. P. 15 provides this Court with broad discretion to allow amended
14 pleadings and to schedule responses to those pleadings;

15 WHEREAS an initial case management conference is scheduled for February 14, 2014,
16 and the Parties do not now seek to change that date;

17 WHEREAS Defendants do not object to Plaintiffs filing an amended complaint,

18 THEREFORE, Plaintiffs and Defendants stipulate and agree on the following, and request
19 an Order permitting (1) Plaintiffs to file a First Amended Complaint on or by December 16, 2013,
20 and (2) Defendants to respond to this amended complaint no later than January 20, 2014.

21
22 Dated: December 3, 2013

Respectfully submitted,

23 KILPATRICK TOWNSEND & STOCKTON LLP

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25 By: /s/ Maureen A. Sheehy
26 MAUREEN A SHEEHY
27 Attorneys for Plaintiffs
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Dated: December 3, 2013

Respectfully submitted,

RICHARDS, WATSON & GERSHON

By: /s/ Toussaint S. Bailey
TOUSSAINT S. BAILEY
Attorneys for Defendants

FILER'S ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I, Maureen A Sheehy, attest that concurrence in the filing of the document has been obtained from the other signatory. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 3rd day of December 2013, at San Francisco, California.

/s/ Maureen A. Sheehy
Maureen A. Sheehy



PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 6, 201

